IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.THANKAPPAN

FRIDAY, THE 3RD AUGUST 2007 / 12TH SRAVANA 1929

CRL.A.No. 1442 of 2007()

CRA.249/2007 of SESSIONS COURT, KOZHIKOE
ST.2244/2006 of JUDL. MAGISTRATE OF FIRST CLASS-III, KOZHIKODE

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APPELLANT: APPELLANTS

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1. MARY, AGED 45 YEARS, W/O.PAULOSE,
KUMBLERY P.O., KEERIKKATTIL HOUSE,
AMBALAVAYA, WAYANAD.

2. LILLY AGED 30 YEARS,
W/O. PAULOSE, CHENNAL HOUSE,
KUMBLERI P.O., WAYANAD.

BY ADV. SRI.RAFFEEKH.K

RESPONDENTS:

THE STATE OF KERALA
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

BY P.P.SRI. THOMAS JOHN AMBOOKKAN

THIS CRIMINAL APPEAL HAVING COME UP FOR ADMISSION ON 03/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. THANKAPPAN, J.

CRL.A.NO. 1442 OF 2007

Dated this the 3rd day of August, 2007.

JUDGMENT

Since an appeal has already been filed against the M.C order passed by the magistrate court before the sessions court, a second appeal will not lie under Section 449 of the Code of Criminal Procedure. This appeal stands dismissed. Dismissal of the appeal will not preclude the appellants from seeking any remedy available under law.

K. THANKAPPAN, JUDGE.

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